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Message Text

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PAGE 01 ANKARA 00235 101118Z

21
ACTION SS-25

INFO OCT-01 ISO-00 SSO-00 NSCE-00 /026 W
---------- 047919
O R 101059Z JAN 76 ZFF-6
FM AMEMBASSY ANKARA
TO SECSTATE WASHDC IMMEDIATE 1962
INFO SECDEF WASHDC IMMEDIATE
AMEMBASSY ATHENS
AMEMBASSY NICOSIA
AMCONSUL ADANA
AMCONSUL ISTANBUL
AMCONSUL IZMIR
USMISSION NATO
DIRNSA WASHDC
USNMR SHAPE
CINCUSAFE
CINCEUR
USDOCOSOUTH NAPLES
CINCUSAREUR
CINCUSNAVEUR LONDON

C O N F I D E N T I A L ANKARA 0235

EXDIS

MILITARY ADEES HANDLE AS SPECAT EXCLUSIVE

E.O.11652: XGDS-3 INDEFINITE
TAGS: PFOR, MASS, MARR, TU
SUBJECT: TURKISH BASE NEGOTIATIONS: RESIDUAL VALUE AND PROCUREMENT

REF: STATE 000995 DTG 022210Z JAN 76

1. IN LENGTHY DISCUSSION ON RESIDUAL VALUE (ARTICLE XIII (4))
U.S. TEAM STRESSED THAT RESTORATION CLAUSE COULD BE DROPPED
ONLY IF REMAINDER OF NEW U.S. TEXT ACCEPTED BY TURKISH SIDE.
ASULA DEMURRED, PRESSING AGAIN TO DROP PARAS 1 AND 2.

2. ASULA THEN FOCUSSED ON RESIDUAL VALUE, SEEKING FIRST LANGUAGE
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WHICH WOULD INSURE THAT U.S. WOULD NOT SEEK RESIDUAL VALUE

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PAYMENT. THEN AS FALLBACK HE PROPOSED FOLLOWING SUB-
STITUTE LANGUAGE TO FOLLOW SECOND SENTENCE OF
ARTICLE XIII(4): BEGIN TEXT: THE APPROPRIATE AUTH-
ORITIES OF THE PARTIES SHALL MUTUALLY DETERMINE WHETHER THERE
EXISTS ANY RESIDUAL VALUE OF SUCH PROPERTY. IF SO,
THE UNITED STATES WILL BE COMPENSATED FOR THE RESIDUAL
VALUE IN AN AMOUNT TO BE DETERMINED BY MUTUAL AGREEMENT
BETWEEN THE AUTHORITIES OF THE REPUBLIC OF TURKEY
AND THE APPROPRIATE AUTHORITIES OF THE GOVERNMENT OF THE
UNITED STATES OF AMERICA TAKING INTO ACCOUNT PAST
PRACTICES BETWEEN THE TWO GOVERNMENTS. END TEXT. ASULA
CONDITIONED HIS OFFER TO ACCEPT WORDS "TAKING INTO
ACCOUNT" (VICE TURKISH "MAINTAINING") ON U.S. ACCEPTANCE
OF FIRST SENTENCE OF TEXT ABOVE AND SUBJECT TO LATER
TURKISH CONFIRMATION. U.S. TEAM STATED ASULA'S PROPOSAL
WOULD BE STUDIED FURTHER.

3. U.S. TEAM RECOGNIZES MERIT IN POSTPONING FURTHER
DISCUSSION ON RESIDUAL VALUE UNTIL WAIVER COULD BE CON-
SIDERED DURING DISCUSSION OF ASSISTANCE (PARA 2 REFTEL)
AND MADE STRONG EFFORT TO DO SO DURING JANUARY 9 DISCUSSION.
ASULA, HOWEVER, IS CLEARLY UNDER INSTRUCTIONS TO
EXPLORE OTHER POSSIBILITIES FOR AD REF AGREEMENT.
HIS LATEST LANGUAGE SEEMS TO MEET OUR REQUIREMENT
NOT RPT NOT TO BE BOUND BY PAST PRACTICES WHILE PERMITTING
TURKS PARTICIAPTION IN DETERMINATION OF WHETHER RESIDUAL
VALUE DOES OR DOES NOT EXIST. U.S. TEAM WOULD APPRECIATE
WASHINGTON VIEWS ON WHETHER (A) IT SHOULD HOLD OUT
FOR U.S. LANGUAGE, MAINTAINING DISAGREEMENT FOR
POSSIBLE RESOLUTION IN CONTEXT OF HIGHER LEVEL
DISCUSSION OF ASSISTANCE ARTICLE OR (B) SEEK AD REF
AGREEMENT ALONG LINES OF ASULA'S LATEST LANGUAGE.

4. ARTICLE XI ON PROCUREMENT AGREED AD REF
AS AMENDED IN ACCORDANCE WITH STATE 005336.
MACOMBER

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